

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA

NOV - 3 1995

Michael W. Daddins, Clerk
By: Theresa Hardy
Deputy Clerk

IN RE: :
: :
PAYMENT OF FILING FEE : CHIEF JUDGE STACEY COTTON
IN INSTALLMENTS : :

ADMINISTRATIVE ORDER NO. 1

Bankruptcy Rule 1006(b)(2) provides that "[e]very petition shall be accompanied by the prescribed filing fee except ... [that] "the Court may order the filing fee paid to the Clerk or grant leave to pay in installments and fix the number, amount and dates of payment." Accordingly, it is

ORDERED that if the debtor files a case accompanied by an application to pay the filing fee in installments, a minimum payment of \$40.00 must accompany the application and Petition, with the balance to be paid pursuant to said rule. If the debtor is unable to make the initial payment at the time of filing, an order will be entered requiring the debtor to make the initial payment of \$40.00 within fifteen (15) days of the entry of the order and providing that the case shall stand dismissed without further order if the payment is not made within the time specified; and it is

FURTHER ORDERED that if the debtor files a case accompanied by an application to pay the filing fee in installments when the debtor owes a filing fee from a prior case, an order will be entered requiring that the debtor shall pay the entire filing fee in full within ten (10) days of the entry of that order and providing that if said payment is not timely made, without further

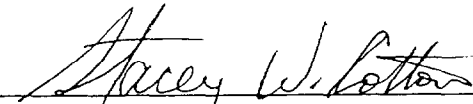
order, debtor's case shall stand dismissed and the automatic stay annulled ab initio as of the date the petition is filed; and it is

FURTHER ORDERED that until the filing fee is paid in full, the debtor shall not pay and no person shall accept any money for services in connection with this case, and the debtor shall not relinquish, and no person shall accept any property as payment for services in connection with this case.

The Clerk of Court is authorized and directed to enter the appropriate order for payment of the filing fee in installments as set forth above.

IT IS SO ORDERED.

At Atlanta, Georgia, this 3rd day of November, 1995.


STACEY W. COTTON
CHIEF BANKRUPTCY JUDGE
FOR THE COURT

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA

IN RE: _____ : Bankruptcy No. _____
: Chapter _____
Debtor : Judge _____

ORDER GRANTING APPLICATION TO
PAY FILING FEE IN INSTALLMENTS

The debtor(s) filed an application to pay the filing fee in this case in installments without paying any portion of the filing fee. Pursuant to Bankruptcy Rule 1006(b) (2) it is

ORDERED that debtor's (debtors') application is granted and debtor shall pay \$40.00 within fifteen (15) days of the entry of this order with the balance of the filing fee to be paid in three (3) installments. ALL as follows:

\$ _____ on or before _____
\$ _____ on or before _____
\$ _____ on or before _____

PAYMENTS MUST BE MADE BY CASH, MONEY ORDER OR CASHIER'S CHECK; and it is

FURTHER ORDERED that until the filing fee is paid in full the debtor shall not pay, and no person shall accept, any money for services in connection with this case, and the debtor shall not relinquish, and no person shall accept, any property as payment for services in connection with this case; and it is

FURTHER ORDERED that if the debtor fails to pay the initial installment on the filing fee in the amount and within the time stated above, this case shall stand dismissed without further order.

SO ORDERED. At Atlanta, Georgia, this _____ day of _____
_____, 1995.

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA

IN RE: _____ : Bankruptcy No. _____
: Chapter _____
Debtor : Judge _____

ORDER DENYING APPLICATION TO
PAY FILING FEE IN INSTALLMENTS

The Debtor(s) filed an application to pay the filing fee in this case in installments. The Court's records show that the Debtor(s) has been a debtor in a prior case in which the Debtor(s) applied to pay the filing fee in installments and then defaulted on that obligation. The Court finds that the failure of the Debtor(s) to pay filing fees in a prior case is a proper ground for denying the application to pay the filing fee in installments in this case. Accordingly, it is

ORDERED that the application of the Debtor(s) to pay the filing fee in installments is **DENIED**; and it is

FURTHER ORDERED that the Debtor(s) shall pay the case filing fee in the amount of \$_____ in full within ten (10) business days of the entry of this order. **ALL PAYMENTS MUST BE MADE BY CASH, MONEY ORDER OR CASHIER'S CHECK**; and it is

FURTHER ORDERED that if the Debtor(s) fails to pay the filing fee in accordance with this order, this case shall stand **DISMISSED** and the automatic stay shall stand annulled ab initio effective as of the date of the filing of this case, without further order; and it is

FURTHER ORDERED that pending the payment of the filing fee by the Debtor, the Court may grant any creditor's motion to modify the

automatic stay to permit such creditor to conduct a sale of any real or personal property in which the Debtor has an interest in accordance with applicable non-bankruptcy law, provided that such creditor shall not take possession of any such property not already in its possession at the time the petition was filed and shall not execute, deliver or record any deed, bill, bill of sale or other document transferring such property, or any interest therein, prior to dismissal of this case or the entry of a further order authorizing any such action.

IT IS SO ORDERED. At Atlanta, Georgia, this ____ day of ____
_____, 1995.
